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B.D.  
10-302

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Martin TOBIAS et al.

U.S. Appln. No.: 09/499,961

Filed: February 8, 2000

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□  
□

Art Unit: Unknown

Examiner: Unknown

Attorney Docket No.: LET-103 R6

Title: DISTRIBUTED PRODUCTION SYSTEM FOR DIGITALLY ENCODING INFORMATION

The Assistant Commissioner for Patents  
Washington, D.C. 20231

RECEIVED  
SEP 16 2002

Technology Center 2600

REVOCATION AND APPOINTMENT OF  
POWER OF ATTORNEY

Honorable Sir:

I hereby revoke all previous Powers of Attorney and appoint the following attorneys to prosecute this application:

Michael D. Bednarek, Reg. No. 32,329; Lawrence J. Gotts, Reg. No. 31,163; Aslan Baghdadi, Reg. No. 34,542; Elizabeth M. Roesel, Reg. No. 34,878; David C. Isaacson, Reg. No. 38,500; Michael S. Lee, Reg. No. 41,434; Steven P. Arnheim, Reg. No. 43,475; Poh C. Chua, Reg. No. 44,615; Michael A. Oblon, Reg. No. 42,956; Lawrence D. Eisen, Reg. No. 41,009; Mark Koehn, Reg. No. 46,271; James M. Ross, Reg. No. 42,115; Michelle S. Marks, Reg. No. 41,971; Mary E. Gormley, Reg. No. 34,409; and Joanne H. Kim, Reg. No. 51,193.

Customer Number: 28970

Send correspondence to: Michael A. Oblon  
Shaw Pittman LLP  
1650 Tysons Boulevard  
McLean, VA 22102

Dated: \_\_\_\_\_

8/19/02

By: \_\_\_\_\_

John T. Baker IV  
Title: Chairman & Chief Executive Officer  
For Assignee: Loudeye Corp.

LET-103-R6

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant: Martin TOBIAS et al.Application No: 09/499,961 Filed: February 8, 2000Entitled: DISTRIBUTED PRODUCTION SYSTEM FOR DIGITALLY ENCODING INFORMATIONLOUDEYE CORP., a CORPORATION

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 011105, Frame 0629, or for which a copy thereof is attached.
- ☒ A request to record a Change of Name and Address of the Assignee from Loudeye Technologies, Inc. to Loudeye Corp. was filed in the U.S. Patent and Trademark Office on August 21, 2002, for which a copy thereof is attached.
- B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assigned as shown below.

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Copies of assignment or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

August 30, 2002  
Date

Krista Helfferich  
Signature

Krista Helfferich  
Typed or Printed Name

Corporate Counsel for Loudeye Corp.  
Title

**Attachment to Statement Under 37 CFR 3.73(b)**

OIP E JCT

Pat No.: LET-103-R6

FORM PTO-595 (Modified)  
(Rev. 07-01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
P08A/REV03

SEP 09 2002

RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

PATENTS ONLY

Tab settings → → → ▼ ▼ ▼ ▼ ▼ ▼ ▼ ▼

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

<p>1. Name of conveying party(ies): <b>Loudeye Technologies, Inc.</b></p> <p>Additional names(s) of conveying party(ies) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>3. Nature of conveyance:  <input type="checkbox"/> Assignment <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement <input checked="" type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____</p> <p>Execution Date: <b>May 29, 2002</b></p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: <b>Loudeye Corp.</b></p> <p>Address: <b>1130 Rainer Avenue South</b></p> <p>City: <b>Seattle</b> State/Prov.: <b>WA</b></p> <p>Country: <b>U.S.A.</b> ZIP: <b>98144</b></p> <p>Additional name(s) &amp; address(es) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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4. Application number(s) or patent numbers(s):


If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

<p>Patent Application No. <b>09/499,961</b></p> <p>Filing date <b>February 8, 2000</b></p> <p>Additional numbers _____</p>	<p>B. Patent No(s) _____</p> <p><b>RECEIVED</b> <b>SEP 16 2002</b> <b>Technology Center 2600</b></p> <p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>Name: <b>Michael A. Oblon</b></p> <p>Registration No. <b>42,956</b></p> <p>Address: <b>SHAW PITTMAN LLP</b> <b>1650 Tysons Boulevard</b></p> <p>City: <b>McLean</b> State/Prov.: <b>VA</b></p> <p>Country: <b>U.S.A.</b> ZIP: <b>22102</b></p>	<p>6. Total number of applications and patents involved: <b>1</b></p> <p>7. Total fee (37 CFR 3.41):.....\$ <b>40.00</b></p> <p><input checked="" type="checkbox"/> Enclosed - Any excess or insufficiency should be credited or debited to deposit account</p> <p><input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: <b>50-1390</b></p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>
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DO NOT USE THIS SPACE

9. Statement and signature.  
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

<p><b>Michael A. Oblon</b></p> <p>Name of Person Signing</p>	<p></p> <p>Signature</p>	<p><b>August 21, 2002</b></p> <p>Date</p>
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Total number of pages including cover sheet, attachments, and **3**

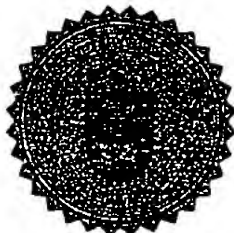
# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "LOUDEYE TECHNOLOGIES, INC.", CHANGING ITS NAME FROM "LOUDEYE TECHNOLOGIES, INC." TO "LOUDEYE CORP.", FILED IN THIS OFFICE ON THE TWENTY-NINTH DAY OF MAY, A.D. 2002, AT 4:30 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE KENT COUNTY RECORDER OF DEEDS.



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

2875740 8100

AUTHENTICATION: 1805271

STATE OF DELAWARE  
CERTIFICATE OF AMENDMENT OF  
CERTIFICATE OF INCORPORATION

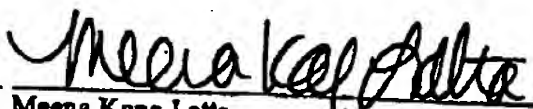
OF

LOUDEYE TECHNOLOGIES, INC.

The undersigned, Meena Kang Latta, hereby certifies:

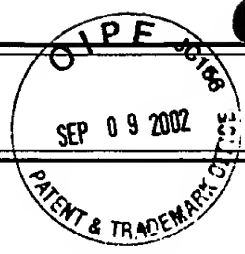
1. She is the duly elected and acting Vice President and Secretary of Loudeye Technologies, Inc., a Delaware corporation.
2. The Certificate of Incorporation of this corporation was originally filed with the Secretary of State of Delaware on March 26, 1998.
3. Pursuant to Section 242 of the General Corporation Law of the State of Delaware, this Certificate of Amendment of Certificate of Incorporation amends Article I of this corporations Certificate of Incorporation to read in its entirety as follows:  
"The name of the corporation is Loudeye Corp."
4. The foregoing Certificate of Amendment has been duly adopted by this corporation's Board of Directors and stockholders in accordance with the applicable provisions of Sections 228 and 242 of the General Corporation Law of the State of Delaware.

Executed at Seattle, WA, on May 29, 2002

  
Meena Kang Latta  
Vice President, and Secretary

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 04:30 PM 05/29/2002  
020344234 - 2875740

2644



**TRANSMITTAL LETTER  
(General - Patent Pending)**

Docket No.  
**LET-103-R6**

In Re Application Of: **Tobias, et al.**

Serial No.  
**09/499,961**

Filing Date  
**February 8, 2000**

Examiner  
**Unknown**

Group Art Unit  
**Unknown**

Title: **Distributed Production System for Digitally Encoding Information**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

Transmitted herewith is:

**Revocation and Appointment of Power of Attorney  
Statement under 37 CFR 3.73(b)  
Copy of Request Change of Name and Address of Assignee**

**RECEIVED**

**SEP 16 2002**

**Technology Center 2600**

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **50-1390** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.

*Signature*

**Michael A. Oblon, Reg. No. 42,956  
Shaw Pittman LLP  
1650 Tysons Boulevard  
McLean, VA 22102  
(703) 770-7645**

Dated: **September 9, 2002**

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC: